

District, enlarging the same and defining its boundaries, and providing that the management and control of all public free schools within said enlarged district shall be vested in the present board of public school trustees of the Rock Island Independent School District and their successors in office, as now provided in the general laws of the State of Texas governing independent school districts, and providing that their said successors shall be elected and qualified and shall have such authority as is now conferred by the general laws of the State of Texas upon boards of public school trustees of independent school districts, and providing that such added land and territory shall not be in any manner subjected to the payment of any portion of the bonded indebtedness now outstanding against the present Rock Island Independent School District, the district as it existed prior to the enlargement thereof by the passage of this Act, and providing that none of the land, territory and property by this Act added to said Rock Island Independent School District shall be subjected to the payment of any portion of the local maintenance tax now levied, assessed and collected in said district, except in so far as the same may have been heretofore levied and assessed by a vote of the people in said added territory as now provided by the general laws of this State, or as may be hereafter voted by the people of said enlarged district, as provided by the general laws of this State, and investing said Rock Island Independent School District with all the powers, rights and duties of independent school districts, incorporated for free school purposes only, as now provided by the general laws of the State of Texas for such districts, naming the fiscal year as to taxes, and declaring an emergency."

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass, and be not printed.

BEE, Chairman.

SIXTH DAY.

Senate Chamber.

Austin, Texas.

Wednesday, April 25, 1917.

The Senate met at 10 o'clock a. m., pursuant to adjournment, and

was called to order by President Pro Tem. Suiter.

The roll was called, a quorum being present, the following Senators answering to their names:

| | |
|---------------------|-------------|
| Bailey. | King. |
| Bee. | Lattimore. |
| Buchanan of Bell. | McCollum. |
| Buchanan of Scurry. | McNealus. |
| Clark. | Page. |
| Dayton. | Parr. |
| Dean. | Robbins. |
| Decherd. | Smith. |
| Gibson. | Strickland. |
| Hall. | Suiter. |
| Henderson. | Westbrook. |
| Hopkins. | Woodward. |
| Johnson of Hall. | |

Absent.

| | |
|-----------|-----------|
| Caldwell. | Hudspeth. |
| Harley. | |

Absent—Excused.

| | |
|------------|---------------------|
| Alderdice. | Johnston of Harris. |
| Floyd. | |

Prayer by the Chaplain.

Pending the reading of the Journal of yesterday, the same was dispensed with on motion of Senator McNealus.

Petitions and Memorials.

See Appendix.

Committee Reports.

See Appendix.

Stenographers Appointed.

Senator Decherd announced the appointment of Mr. Henry Marshall as his stenographer, effective April 18.

Senator Page announced the appointment of Miss Elizabeth Martin as his stenographer, effective April 18.

Message From the House.

Hall of the House of Representatives,
Austin, Texas, April 25, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House

has passed the following resolution:
S. C. R. No. 3, Recommending to the President that no more roodstuffs in the United States be used for making intoxicating liquors, until peace is restored.

Respectfully,
BOB BARKER,
Chief Clerk, House of Representatives.

Messages From the Governor.

The Chair here laid before the Senate the following messages from the Governor received today:

Executive Office,
Austin, Texas, April 23, 1917.

To the Thirty-fifth Legislature in Called Session:

Whereas, a simple resolution or request, signed by eighteen members of the Senate, has been presented to me, which resolution is as follows:

"Whereas, The Nation is now at war and all its available military force will probably be called out of Texas for the purpose of reorganizing new armies; and

"Whereas, Because of the geographical location of our State and its proximity to Mexico, it will be necessary for us to organize and augment the National Guard of Texas threefold, as early as possible, and to expend large sums of money in doing so; therefore, be it

"Resolved by the Senate, That we respectfully request the Governor to submit as a matter of legislation an appropriation of not less than \$1,000,000 for the purpose of the above set forth.

(Signed) "Robbins, Harley, Buchanan of Bell, McNealus, Clark, Buchanan of Scurry, Smith, Hall, King, Decherd, Johnson, Westbrook, Latimore, Dayton, Hudspeth, Gibson, Woodward, Strickland."

Now, therefore, in pursuance of said request, and having in mind that the facts therein are true, and in view of the fact that a grave condition confronts our people, necessitating prompt and effective action, looking to the general protection of our people throughout the State, I therefore, submit to your consideration all the matters contained in said request or resolution for such

disposition as you may deem wise and proper at this time.

I also desire to submit for your consideration, the matter of materially raising the salary of the Adjutant General of our State. Until the present crisis is over, the Adjutant General's office will be almost as important as any other office in our State government; certainly it will require the best man that can be obtained. I recommend that the salary for the next two years be very materially increased:

I also submit for your consideration the matter of permitting the increase of our ranger force. The present law only permits the enlistment of eighty men and officers. It may be that this would be sufficient, and yet, if any great number of the regular army and National Guard was withdrawn from our border, the condition might arise that the rangers would be our only protection; and I am sure the people of our State would feel more secure in such an emergency if it were known that the law permitted the enlistment of five or six hundred rangers. Provision should be made that they are to be paid only while in service.

Though the amount of money appears large at this time, yet Texas perhaps might be exposed to more danger than any other State in the Union. It has about nine hundred miles of land border and about seven hundred miles of Gulf border. I feel sure that I voice the sentiments of every true Texan when I say that the people of our Lone Star State are willing to do more than their part and to co-operate to the last man and the last dollar to relieve our Nation of as much concern and as much responsibility in this grave crisis as is possible or practicable. Impelled by one thought, one mind and one heart, we become one people under one flag, seeking but one glory and that the unconquered supremacy of Old Glory.

Respectfully submitted,
JAS. E. FERGUSON,
Governor of Texas.

Executive Office,
Austin, Texas, April 25, 1917.

To the Thirty-fifth Legislature in Called Session:

At the request of Senator A. Parr, I hereby submit for your considera-

tion a bill, hereto attached, being an Act creating the San Diego Independent County Line School District of Duval County, together with such additions and amendments as the Legislature may in its wisdom deem proper.

Respectfully submitted,
JAS. E. FERGUSON,
Governor of Texas.

Executive Office,
Austin, Texas, April 25, 1917.

To the Thirty-fifth Legislature in Called Session:

I hereby submit for the earnest consideration of the Legislature a bill, hereto attached, being an Act to provide for the appointment of officers of the National Guard of Texas and prescribing their qualification and tenure of office; providing for the term and requirements for enlistment and the qualifications of enlisted men of the National Guard of Texas, and to repeal Articles 5802 and 5804, Revised Civil Statutes, 1911, and all other laws and parts of laws in conflict herewith.

Respectfully submitted,
JAS. E. FERGUSON,
Governor of Texas.

Executive Office,
Austin, Texas, April 24, 1917.

To the Thirty-first Legislature in Called Session:

At the request of Honorable D. J. Neill I hereby submit for your consideration a bill, hereto attached, same being an Act to create the Gorman Independent School District in Eastland County, Texas; together with such additions and amendments as the Legislature in its wisdom may deem proper.

Respectfully submitted,
JAS. E. FERGUSON,
Governor of Texas.

Special Committee Appointed.

On motion of Senator Bailey the Chair appointed Senators Bailey, McCollum and Hopkins as a special committee to confer with the Governor and Secretary of State concerning the matter of the date of elections to be held for the purpose of voting on certain constitutional amendments.

The committee was instructed to report back to the Senate today.

Bills and Resolutions.

By Senator Hudspeth:

S. B. No. 10, A bill to be entitled "An Act making appropriations to pay salaries of judges, and for the support of the judicial department of the State government for two years, beginning September 1, 1917, and ending August 31, 1919; and declaring an emergency."

Read first time and referred to Committee on Finance.

By Senator Hudspeth:

S. B. No. 11, A bill to be entitled "An Act making appropriations to pay the salaries of officers and employes of certain educational institutions and other expenses of maintaining and conducting them as follows, to wit: University of Texas; Agricultural and Mechanical College; State Experimental Station; Prairie View Normal; College of Industrial Arts for Women; Sam Houston Normal Institute; North Texas Normal; Southwest Texas Normal School; West Texas Normal School and School of Mines at El Paso; East Texas Normal College; John Tarleton Agricultural College, and declaring an emergency."

Read first time and referred to Committee on Finance.

By Senator Parr:

S. B. No. 12, A bill to be entitled "An Act creating the San Diego Independent County Line School District of Duval County by adding to and making a part of what is now known as the San Diego Independent School District of Duval County certain lands and territory adjoining thereto and situated in Duval and Jim Wells Counties for school purposes only, etc."

Read first time and referred to Committee on Educational Affairs.

Simple Resolution No. 15.

Whereas, The Hon. Jacob F. Wolters of Harris County is in the city; and

Whereas, The Senate of Texas appreciates the spirit of patriotism that is being manifested by him, and rec-

ognizing his unselfish devotion to his country in this, its trying hour; and

Whereas, He is unselfishly devoting his time and energy in going among the citizens of Texas and clearly presenting the issues of the present world war and outlining the duties of the citizens of Texas in connection therewith; therefore be it

Resolved, That the Senate of Texas express its appreciation to him for his services and that he be invited to address the Senate.

Signed: Buchanan of Bell, Smith, Buchanan of Scurry, Robbins, Hall, Hudspeth, Hopkins, King, McNealus, Bee, Decherd, Bailey, Clark, McCollum, Woodward, Strickland, Gibson, Henderson, Parr, Dayton, Page, Westbrook.

The resolution was read and adopted, and the Hon. J. F. Wolters will address the Senate at 10'clock tomorrow.

Senate Concurrent Resolution No. 4.

By Senators Dayton and McNealus:

Whereas, at the regular session of the Thirty-fifth Legislature, the Legislature passed about twenty-five bills carrying appropriations totaling about \$5,645,600, of which amount about \$4,012,000 was for new institutions.

Whereas, since the adjournment of the Regular Session of the Thirty-fifth Legislature, the Congress of the United States has declared that a state of war exists between this government and the Imperial German government.

Whereas, it has been necessary for the President of the United States to call for the mobilization, equipment and training of an army of 500,000 men.

Whereas, it will quite likely become necessary to renew said call for men and munitions of war from time to time, until the United States may be called upon to raise and equip an army of at least 5,000,000 men.

Whereas, the State of Texas will be called upon to furnish her proportional quota of said men and equipment.

Whereas, the Governor of the State of Texas has heartily and cordially responded to the call of the President of the United States, and

has called upon all true loyal Texans and American citizens for their hearty support and co-operation of the State and national administration at this time, and for the mobilization of the Texas troops.

Whereas, we are likely to be called upon from time to time during the war for the expenditure of large sums of money for support of Texas troops and assistance of the national government, and for upholding the government of this State and the government of the United States.

Therefore, be it resolved by the Senate of Texas, the House of Representatives concurring, that it is the sense of the Thirty-fifth Legislature of Texas in special session assembled, that it would be wise, prudent and patriotic to withhold the spending of the State's money, i. e. as much as can be done economically and prudently—allowing sufficient amount only to economically administer the State Government and its public institutions of all kinds including the construction of all public buildings provided for at the Regular Session of Thirty-fifth Legislature.

Be it further resolved, That we request the Governor of this State and all persons to whom have been intrusted the expenditure of State money; the building of additional buildings of new State institutions; that they expend only such portions of the appropriations allowed them as will be absolutely necessary for the efficient carrying on of the work of said institutions; and that they save and reserve all money in the State Treasury possible.

Be it further resolved, That the Governor and all parties intrusted with the building of new institutions and additional buildings for established institutions be requested to withhold the letting of all contracts for said buildings that it is possible for the State to get along without at this time; and that they wait for the construction of said buildings, until the time when materials are not so high and labor so scarce, with the view in end that the State may be able to build its buildings at a more propitious time and less expense to the State, in the near future.

Be it further resolved, that in view of the fact that the present war may

cause demands to be made upon our country, that we know not of, and that no amount of human wisdom can foretell. It is the opinion of this Special Session and the request is hereby made that appropriation for all maintenance and support of State Institutions of all kinds—mobilizing of troops and all other expenditures required to be made by the State, at this time, be made for the year 1917 only.

The resolution was read and Senator Bailey moved that the same be printed in the Journal and lie over until tomorrow.

Pending discussion, Senator Bailey withdrew the motion to print the resolution in the Journal.

Senator Clark moved to table the resolution.

As a substitute Senator Dayton moved to have the resolution printed in the Journal and defer further consideration of same until tomorrow.

Senator Dean made the point of order that a substitute for a motion to table is not a proper motion.

The point of order was sustained.

Action recurred upon the motion to table the resolution and the same prevailed by the following vote:

Yeas—18.

| | |
|---------------------|------------------|
| Bailey. | Hopkins. |
| Bee. | Hudspeth. |
| Buchanan of Scurry. | Johnson of Hall. |
| Clark. | King. |
| Dean. | Lattimore. |
| Decherd. | Parr. |
| Gibson. | Smith. |
| Hall. | Westbrook. |
| Henderson. | Woodward. |

Nays—7.

| | |
|-----------|-------------|
| Dayton. | Robbins. |
| McCollum. | Strickland. |
| McNealus. | Sulter. |
| Page. | |

Absent.

Caldwell.

Absent—Excused.

| | |
|------------|---------------------|
| Alderdice. | Johnston of Harris. |
| Floyd. | |

Pair Recorded.

Senator Buchanan of Bell (present), who would vote "nay;" Senator Harley (absent), who would vote "yea."

Senator Hudspeth moved to reconsider the vote by which S. C. R. No. 4 was tabled and table the motion to reconsider.

The motion to table prevailed.

Morning call concluded.

Senate Bill No. 4.

The Chair laid before the Senate as regular order and on third reading:

S. B. No. 4, A bill to be entitled "An Act enlarging the Columbus Independent School District, in Colorado County, Texas, defining its boundaries as enlarged, etc., and declaring an emergency."

The bill was laid before the Senate, read third time and, on motion of Senator Clark, was passed by the following vote:

Yeas—25.

| | |
|---------------------|------------------|
| Bailey. | Johnson of Hall. |
| Bee. | King. |
| Buchanan of Bell. | Lattimore. |
| Buchanan of Scurry. | McCollum. |
| Clark. | McNealus. |
| Dayton. | Page. |
| Dean. | Parr. |
| Decherd. | Robbins. |
| Gibson. | Smith. |
| Hall. | Strickland. |
| Henderson. | Sulter. |
| Hopkins. | Westbrook. |
| Hudspeth. | |

Absent.

| | |
|-----------|-----------|
| Caldwell. | Woodward. |
| Harley. | |

Absent—Excused.

| | |
|------------|---------------------|
| Alderdice. | Johnston of Harris. |
| Floyd. | |

Bill Signed.

The Chair (President Pro Tem. Sulter) gave notice of signing and did sign, in the presence of the Senate, after its caption had been read, the following:

S. C. R. No. 3. Recommending to his excellency, the President of the United States, that until peace is assured, that no more food stuffs be hereafter used in the United States for the purpose of making intoxicating liquors.

Senate Bill No. 5.

The Chair laid before the Senate as regular order and on third reading:

S. B. No. 5, A bill to be entitled "An Act extending the boundaries of the Rock Island Independent School District, enlarging the same and defining its boundaries, etc., and declaring an emergency."

The bill was laid before the Senate, read third time and, on motion of Senator Clark, was passed by the following vote:

Yeas—27.

| | |
|---------------------|------------------|
| Bailey. | Johnson of Hall. |
| Bee. | King. |
| Buchanan of Bell. | Lattimore. |
| Buchanan of Scurry. | McCollum. |
| Caldwell. | McNealus. |
| Clark. | Page. |
| Dayton. | Parr. |
| Dean. | Robbins. |
| Decherd. | Smith. |
| Gibson. | Strickland. |
| Hall. | Sulter. |
| Henderson. | Westbrook. |
| Hopkins. | Woodward. |
| Hudspeth. | |

Absent.

Harley.

Absent—Excused.

| | |
|------------|---------------------|
| Alderdice. | Johnston of Harris. |
| Floyd. | |

Adjournment.

At 11:50 o'clock a. m. Senator Clark moved that the Senate stand adjourned until 10 o'clock tomorrow.

As a substitute, Senator Hall moved that the Senate recess until 2:30 o'clock p. m. today.

Action recurred on the longest time first and the motion to adjourn prevailed.

APPENDIX.**Petitions and Memorials.**

Senator McNealus sent up a communication from a citizen of Rockwall County, suggesting as the best interest of the farmer that the two amendments to be voted on, at separate elections, be arranged so as to be held the same day.

Engrossing Committee Reports.

Committee Room,
Austin, Texas, April 24, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Engrossed Bills has had Senate Bill No. 4 carefully compared, and finds the same correctly engrossed.

WESTBROOK, Acting Chairman.

Committee Room,
Austin, Texas, April 24, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Engrossed Bills has had Senate Bill No. 5 carefully compared, and finds the same correctly engrossed.

WESTBROOK, Acting Chairman.

Enrolling Committee Reports.

Committee Room,
Austin, Texas, April 19, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Enrolled Bills have carefully examined and compared Senate Bill No. 1 and find it correctly enrolled, and have this day at 11:35 o'clock a. m. presented same to the Governor for his approval.

HOPKINS, Acting Chairman.

By Hudspeth. S. B. No. 1.

An Act making appropriations to pay the per diem and mileage of members and per diem of officers and employes of the First Called Session of the Thirty-fifth Legislature of the State of Texas, to pay all unpaid warrants held by members, officers and employes of the Regular Session of the Thirty-fifth Legislature, convened on the 18th day of April, 1917, by proclamation of the Governor, providing how accounts may be approved, and declaring an emergency.

Be it enacted by the Legislature of the State of Texas:

Section 1. That the sum of sixty-five thousand dollars, or so much thereof as may be necessary, is hereby appropriated out of any money in the State Treasury, not otherwise appropriated, to pay the

per diem and mileage of members and per diem of the officers and employes of the First Called Session of the Thirty-fifth Legislature of the State of Texas, and to pay all unpaid warrants held by members, officers and employes of the Regular Session of the Thirty-fifth Legislature.

Section 2. The certificate of the Chief Clerk of the House of Representatives, approved by the Speaker thereof, or of the Secretary of the Senate, approved by the President thereof, shall be sufficient evidence to the Comptroller upon which to audit the claims and issue the warrants for same upon the State Treasurer for the respective amounts.

Section 3. Whereas, the First Called Session of the Thirty-fifth Legislature is in session and public policy requires the appropriation as set forth in Section 1 of this Act, therefore, an imperative public necessity exists that the constitutional rule, requiring bills to be read on three several days in each house, be suspended, and the same is hereby suspended, and that this Act take effect from and after its passage, and it is so enacted.

Committee Room,

Austin, Texas, April 19, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Enrolled Bills have carefully examined and compared Senate Bill No. 2, and find it correctly enrolled, and have this day at 11:35 o'clock a. m. presented same to the Governor for his approval.

HOPKINS, Acting Chairman.

By Hudspeth.

S. B. No. 2

An Act making appropriation of the sum of sixteen thousand dollars, or so much thereof as may be necessary, to pay the contingent expenses of the First Called Session of the Thirty-fifth Legislature of the State of Texas, convened April 18, 1917, by the proclamation of the Governor, providing how accounts may be approved, and declaring an emergency.

Be it enacted by the Legislature of the State of Texas:

Section 1. That the sum of sixteen thousand dollars, or so much thereof as may be necessary, is here-

by appropriated out of any money in the State Treasury, not otherwise appropriated, to pay the contingent expenses of the First Called Session of the Thirty-fifth Legislature of the State of Texas, convened April 18, 1917, by the proclamation of the Governor.

Sec. 2. The approval of the chairman of the Committee on Contingent Expenses of the Senate, approved by the President of the Senate, or of the chairman of the Committee on Contingent Expenses of the House of Representatives, approved by the Speaker of the House, shall be sufficient evidence to the Comptroller upon which he shall audit the claims and issue warrants, for the respective amounts, upon the State Treasurer.

Sec. 3. Whereas, the First Called Session of the Thirty-fifth Legislature is in session and public policy requires the appropriation as set forth in Section 1 of this Act, therefore, an imperative public necessity exists that the constitutional rule, requiring bills to be read on three several days in each house be suspended, and the same is hereby suspended, and that this Act take effect from and after its passage, and it is so enacted.

SEVENTH DAY.

Senate Chamber,

Austin, Texas,

Thursday, April 26, 1917.

The Senate met at 10 o'clock a. m. pursuant to adjournment, and was called to order by President Pro Tem. Suiter.

The roll was called, a quorum being present, the following senators answering to their names:

| | |
|---------------------|------------------|
| Bee. | Johnson of Hall. |
| Buchanan of Bell. | King. |
| Buchanan of Scurry. | Lattimore. |
| Clark. | McCollum. |
| Dayton. | McNealus. |
| Dean. | Page. |
| Decherd. | Parr. |
| Gibson. | Robbins. |
| Hall. | Smith. |
| Harley. | Strickland. |
| Henderson. | Suiter. |
| Hopkins. | Westbrook. |
| Hudspeth. | Woodward. |